

1 WRIGHT, FINLAY & ZAK, LLP
2 Darren T. Brenner
3 Nevada Bar No.8386
4 Lindsay D. Dragon, Esq.
5 Nevada Bar No. 13474
6 7785 W. Sahara Ave., Suite 200
7 Las Vegas, NV 89117
8 (702) 475-7964; Fax: (702) 946-1345
9 dbrenner@wrightlegal.net
10 ldragon@wrightlegal.net

11 *Attorneys for Plaintiff, U.S. Bank, National Association, as Successor Trustee to Wachovia Bank,*
12 *N.A., as Trustee for the Certificateholders of the MLMI Trust, Mortgage Loan Asset-Backed*
13 *Certificates, Series 2005-A8*

9 **UNITED STATES DISTRICT COURT**
10 **DISTRICT OF NEVADA**

11 U.S. BANK, NATIONAL ASSOCIATION,
12 AS SUCCESSOR TRUSTEE TO
13 WACHOVIA BANK, N.A., AS TRUSTEE
14 FOR THE CERTIFICATEHOLDERS OF
15 THE MLMI TRUST, MORTGAGE LOAN
16 ASSET-BACKED CERTIFICATES, SERIES
17 2005-A8,

18 Plaintiff,

19 vs.

20 FIDELITY NATIONAL TITLE INSURANCE
21 COMPANY,

22 Defendant.

Case No.: 2:19-cv-00584-JCM-NJK

**STIPULATION AND ORDER TO
EXTEND TIME PERIOD TO
RESPOND TO MOTION TO DISMISS
[ECF No. 40]**

[Second Request]

23 Plaintiff, U.S. Bank, National Association, as Successor Trustee to Wachovia Bank, N.A.,
24 as Trustee for the Certificateholders of the MLMI Trust, Mortgage Loan Asset-Backed
25 Certificates, Series 2005-A8 (“U.S. Bank”) and Defendant Fidelity National Title Insurance
26 Company (“Fidelity”), by and through their counsel of record, hereby stipulate and agree as
27 follows:

- 28 1. On November 4, 2022, U.S. Bank filed its First Amended Complaint [ECF No. 37];
2. On December, 5, 2022, Fidelity filed a Motion to Dismiss [ECF No. 40];
3. U.S. Bank’s deadline to respond to Fidelity’s Motion to Dismiss is currently January 6, 2023 [ECF No. 45];

- 1 4. U.S. Bank's counsel is requesting a brief extension until Wednesday, January 11,
2 2023, to file its response to the pending Motion to Dismiss as U.S. Bank needs
3 additional time to finalize its response;
4 5. Counsel for Fidelity does not oppose the requested extension;
5 6. This is the second request for an extension which is made in good faith and not for
6 purposes of delay.

7 **IT IS SO STIPULATED.**

8 DATED this 6th day of January, 2023.

DATED this 6th day of January, 2023.

9 WRIGHT, FINLAY & ZAK, LLP

SINCLAIR BRAUN LLP

10 /s/ Lindsay D. Dragon, Esq.

/s/ Kevin S. Sinclair

11 Lindsay D. Dragon, Esq.

Kevin S. Sinclair, Esq.

12 Nevada Bar No. 13474

Nevada Bar No. 12277

13 7785 W. Sahara Ave., Suite 200

16501 Ventura Boulevard, Suite 400

14 Las Vegas, NV 89117

Encino, California 91436

15 *Attorneys for Plaintiff, U.S. Bank, National*

Attorney for Defendant, Fidelity National

16 *Association, as Successor Trustee to*

Title Insurance Company

17 *Wachovia Bank, N.A., as Trustee for the*

18 *Certificateholders of the MLMI Trust,*

19 *Mortgage Loan Asset-Backed Certificates,*

20 *Series 2005-A8*

21 **IT IS SO ORDERED.**

22 Dated January 6, 2023.

23 
24 UNITED STATES DISTRICT COURT JUDGE
25
26
27
28